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MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: REV-Revocation

FR CITE: 78 FR 18958 FR CITE DATE: 03/28/2013

REFERENCE 7171203
MESSAGE #
(s):
CASE #(s): A-570-893

EFFECTIVE DATE: 03/22/2013 COURT CASE #:

PERIOD OF REVIEW: 04/01/2003 TO 09/30/2003

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Revocation of antidumping duty order, in part, on certain frozen warmwater shrimp from the People's Republic of China (A-570-893)

1. Commerce published in the Federal Register (78 FR 18958) on 03/28/2013 the implementation of its section 129 determination regarding the antidumping duty investigation on certain frozen warmwater shrimp from the People's Republic of China covering the period 04/01/2003 through 09/30/2003. The effective date of this determination is 03/22/2013.

2. As a result of this determination, Commerce has revoked the antidumping order on certain frozen warmwater shrimp from the People's Republic of China in part. The partial revocation applies to the following exporter-producer combinations, effective 03/22/2013:

Exporter: Allied Pacific (HK) Co., Ltd., or Allied Pacific Food (Dalian) Co., Ltd.

Producer: Allied Pacific Aquatic Products (Zhanjiang) Co., Ltd., or Allied Pacific Aquatic Products (Zhongshan) Co., Ltd., or Allied Pacific Food (Dalian) Co., Ltd.

Case Number: A-570-893-001

Entries may have come in under A-570-893-000 or another case number.

Exporter: Shantou Red Garden Foodstuff Co., Ltd., or Red Garden Food Processing Co., Ltd.

Producer: Red Garden Food Processing Co., Ltd., or Chaoyang Jindu Hengchang Aquatic Products Enterprise Co., Ltd., or Raoping County Longfa Seafoods Co., Ltd., or Meizhou Aquatic Products Quick-Frozen Industry Co., Ltd., or Shantou Jinyuan District Mingfeng Quick-Frozen Factory, or Shantou Long Feng Foodstuffs Co., Ltd., or Red Garden Food Processing Co., Ltd.

Case Number: A-570-893-002

Entries may have come in under A-570-893-000 or another case number.

Exporter: Yelin Enterprise Co. Hong Kong or Shantou Yelin Frozen Seafood Co., Ltd.

Producer: Shantou Yelin Frozen Seafood Co., Ltd., or Yangjiang City Yelin Hoi Tat Quick Frozen Seafood Co., Ltd., or Fuqing Yihua Aquatic Food Co., Ltd., or Shantou Jinyuan District Mingfeng Quick-Frozen Factory

Case Number: A-570-893-003

Entries may have come in under A-570-893-000 or another case number.

(Paragraph four (see below) provides limitations on liquidation of Yelin Enterprise Co. Hong Kong entries.)

3. Therefore, CBP is directed to terminate the suspension of liquidation for all unliquidated entries of certain frozen warmwater shrimp from the People's Republic of China which were produced and exported by the above producer-exporter combinations and entered, or withdrawn from warehouse, for consumption on or after 03/22/2013, the effective date of this determination. All entries of certain frozen warmwater shrimp from the People's Republic of China from the producer-exporter combinations identified above suspended on or after 03/22/2013 should be liquidated without regard to antidumping duties (i.e., release all bonds and refund all cash deposits).

Liquidation instructions have not yet been issued for entries of merchandise from the producers and exporters identified above in any other producer-exporter combinations. Do not liquidate such entries until specific liquidation instructions are issued.

4. As a result of an ongoing proceeding, Commerce's prior determination that Hilltop International (A-570-893-058) was the successor-in-interest to Yelin Enterprise Co. Hong Kong (72 FR 33447, 06/18/2007, message number 7171203) has been preliminarily reversed. See 78 FR 13324 (02/27/2013). As a result, any entries for Hilltop International of subject merchandise entered, or withdrawn from warehouse, for consumption, under A-570-893-058, A-570-893-000, or another case number on or after 03/22/2013, are not covered by paragraph 3 and should not be liquidated at this time.

5. Notice of the lifting of suspension of liquidation of entries covered by paragraph 3 which were entered, or withdrawn from warehouse, for consumption on or after 03/22/2013 occurred with the publication of the notice of partial revocation in the Federal Register (78 FR 18958, 03/28/2013).

6. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O9:IG).

8. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party